

1. Requested Motion:

Meeting Date: June 7, 2010

Adopt Resolution 10-04-U accepting the Basic Financial Statements and Audit for Fiscal Year 2008-2009 as presented by the General Manager and further move that the General Manager be authorized to fulfill any administrative functions in filing these documents with the State of Florida as required by Florida Statute.

Why the action is necessary:

This action fulfills the requirements of Florida Statute regarding financial responsibility of a municipality.

What the action accomplishes:

This action fulfills the requirements of Florida Statute regarding financial responsibility of a municipality.

2. Agenda:

☐ Consent
☒ Administrative

3. Requirement/Purpose:

☒ Resolution
☐ Ordinance
☐ Other:

4. Submitter of Information:

☐ Council
☐ Department:
☐ Town Attorney

5. Background:



The Basic Financial Statements and Audit for Fiscal Year 2008-2009 were presented by Martin Redovan of LarsonAllen LLP accounting firm on June 7th, 2010 for review by Board of Directors. Mr. Redovan asked that any Board members who had any questions regarding these documents to contact him directly subsequent to that meeting. These documents are presented to the Board of Directors for action.

6. Alternative Action:

None.

7. Management Recommendations:

8. Recommended Approval:

Town Manager	Town Attorney	Finance Director	Public Works Director	Community Development Director	Town Clerk
					

9. Council Action:

☐ Approved ☐ Denied ☐ Deferred ☐ Other

RESOLUTION NUMBER 10-04-U

RESOLUTION OF THE TOWN OF FORT MYERS BEACH
PUBLIC WORKS SERVICES, INC.

A FLORIDA NOT FOR PROFIT CORPORATION
ACCEPTANCE AND APPROVAL OF CORPORATE AUDIT FOR FISCAL YEAR 2008-2009

WHEREAS, the Town of Fort Myers Beach Public Works Services, Inc., Board of Directors has convened on June 7th, 2010, following proper notice as required by its Articles of Incorporation, By-laws, and as further required by Florida Statute; and

WHEREAS, there was a proper quorum for transaction of corporate business at the aforesaid meeting; and

WHEREAS, the Board of Directors of the Town of Fort Myers Beach Public Works Services, Inc. reviewed the corporate audit for FY 2008-2009 as presented by the General Manager; and

WHEREAS, a proper Motion was duly made and seconded regarding acceptance and approval of the corporate audit for fiscal year 2008-2009; and

WHEREAS, a vote was duly taken upon the aforesaid Motion.

IT IS HEREBY RESOLVED BY THE PUBLIC WORKS SERVICES, INC. OF THE TOWN OF FORT MYERS BEACH, FLORIDA AS FOLLOWS:

SECTION ONE: Authority. This Resolution is enacted pursuant to the provisions of Chapter 95-494, Laws of Florida, Chapter 166, Florida Statutes, and other applicable provisions of law.

SECTION TWO: General Manager's Responsibility. The General Manager of the Public Works Services, Inc. has presented to the Board of Directors the corporate audit for the fiscal year 2008/2009.

SECTION THREE: Approval and Acceptance. The Town of Fort Myers Beach Public Works Services, Inc., by and through its Board of Directors, hereby accepts and approves the corporate audit for fiscal year 2008-2009 and acknowledges that it is true and correct in all material terms. Said audit is attached hereto as Exhibit "A" and hereby incorporated by reference.

SECTION FOUR: Severability. If any one of the provisions of this resolution should be held contrary to any express provision of law or contrary to the policy of express law, although not expressly prohibited, or against public policy, or shall for any reason whatsoever be held invalid, then such provision shall be null and void and shall be deemed separate from the remaining provisions of this resolution, and in no way affect the validity of all other provisions of this resolution.

SECTION FIVE: Effective Date. This resolution shall become effective immediately upon adoption.

The foregoing resolution was adopted by The Town of Fort Myers Beach Public Works Services, Inc. on June 7th, 2010.

THE TOWN OF FORT MYERS BEACH
PUBLIC WORKS SERVICES, INC.

Approved as to Legal Sufficiency:

_____, Secretary

Anne Dalton, Esquire, Corporate Attorney